

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Establishment – Secretariat - Single Unit – Section Officers – Allegations of corruption against Sri V. Anand Babu, former District BC Welfare Officer, Kurnool now retired as Section Officer in AHDD&F Department, A.P. Secretariat – Imposed penalty of withholding of Gratuity and pension in full - Acquitted from the ACB Case in C.A.No.1828/04 – Release of pension and Gratuity – Orders – Issued.

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GENERAL ADMINISTRATION (SU.I) DEPARTMENT

G.O.Rt.No. 1259

Dated:15.03.2013.  
Read the following:-

1. G.O.Ms.No .183, G.A.(SU.I) Deptt., Dt:11.04.2005.
2. Judgment of Hon'ble High Court of A.P., Hyderabad in Criminal Appeal No.1828/04, dt:29.06.2011.
3. Representation of Sri V. Anand Babu, Section Officer (Retd.), AHDD&F Department, Dt:Nil.

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In the reference 1<sup>st</sup> read above, the Government have withheld the gratuity and pension of Sri.V.Anand Babu, Section Officer (Retd.) in full under Rule 9(1) of A.P.R.P. Rules , 1980 owing to his conviction by the ACB Court, Vijayawada in a trap case.

2. In the reference 2<sup>nd</sup> read above, the Hon'ble High Court of A.P., Hyderabad in its Judgment dt.29.06.2011 in Criminal Appeal No.1828/04 filed by Sri.V.Anand Babu, Section Officer (Retd.) have ordered that "the appeal is allowed setting aside the convictions and the sentences passed by the lower Court against accused/ appellant and acquitted him"

3. In the reference 3<sup>rd</sup> read above Sri.V.Anand babu, Section Officer (Retd.) has represented that the Hon'ble High Court in its judgment Dt:29.06.2011 allowed the appeal filed by him and set aside the conviction and the sentences passed by the lower court against the accused/appellant and acquitted him, and requested the Government to treat the suspension period from 03-03-1997 to 03.10.1999 as duty and to pay the consequential monetary benefits including annual increments and also to cancel the orders issued in G.O.Ms.No.183, G.A.(SU.I) Department, Dated:11.4.2005 for claiming his full pension and Gratuity and other pensionary benefits.

4. Government have carefully examined the matter and after taking into consideration all relevant aspects have decided to modify the penalty earlier imposed on Sri.V.Anand Babu, Section Officer (Retd.). However, on the principle of "No Work No Pay" the suspension period is liable to be treated as "**Not on duty**".

5. Accordingly, the penalty of withholding gratuity and pension in full against the individual is hereby modified and further action against him is dropped. However the suspension period of the individual from 03.03.1997 to 03.10.1999 is regularized as '**not on duty**' under F.R.54-B(5) and (7).

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6. The Backward Classes Welfare Department shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.VENKATESWARA RAO  
SECRETARY TO GOVERNMENT (Ser. & HRM)

To  
Sri.V.Anand Babu, S.O.,(Retd.)  
The B.C.Welfare Department.  
The Accountant General, A.P. Hyderabad.  
The Dy. Pay & Accounts Officer, Secretariat Branch, Hyderabad.

Copy to:  
The DG, ACB, Hyderabad with reference to  
C.No.154/RTC-VK1/1996-S.9, dated.16.02.2012 .  
The P.S. to Secy. (Ser).  
SC/SFs.

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// FORWARDED :: BY ORDER //

SECTION OFFICER